

WEDNESDAY, MAY 17, 1989

FORTY-SEVENTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Brother Dennis Pulley, Pastor, First Baptist Church, Ripley, Tennessee.

Representative Floyd Crain led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 97

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Odom was excused because of out-of-town business.

The Speaker announced that Representative Robinson (Washington) was excused because of business to attend for the National Dairy Board.

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REPORTS FROM STANDING COMMITTEES

FINANCE, WAYS AND MEANS

May 16, 1989

MR. SPEAKER: Your Finance, Ways and Means Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 134 (as amended), 196 (as amended), 183, 428, 509 (as amended), 518, 519, 520, 594, 662, 741, 805 (as amended), 813, 972, 1045 (as amended), 1255, 1523 and 1524 (as amended); and for concurrence: Senate Joint Resolution(s) No(s). 75.

BRAGG, Chairman.

Under the rules, House Bill(s) No(s). 134 (as amended), 196 (as amended), 183, 428, 509 (as amended), 518, 519, 520, 594, 662, 741, 805 (as amended), 813, 972, 1045 (as amended), 1255, 1523 and 1524 (as amended); and Senate Joint Resolution(s) No(s). 75; was/were transmitted to the Calendar and Rules Committee.

JUDICIARY

May 16, 1989

MR. SPEAKER: Your Judiciary Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 54 (as amended), 377 (as amended), 735 (as amended) and 1534; for adoption: House Resolution(s) No(s). 56; and House Joint Resolution(s) No(s). 360 and 378; and for concurrence: Senate Joint Resolution(s) No(s). 96.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 690 (as amended) be referred to the Finance, Ways and Means Committee.

BUCK, Chairman.

Under the rules, House Bill(s) No(s). 54 (as amended), 377 (as amended), 735 (as amended) and 1534; House Resolution(s) No(s). 56; House Joint Resolution(s) No(s). 360 and 378; and Senate Joint Resolution(s) No(s). 96; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 690 (as amended) to the Finance, Ways and Means Committee.

MESSAGE FROM THE SENATE

May 16, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 58, 88, 525, 602, 854, 960, 999, 1097, 1098, 1124,

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1259, 1296, 1357, 1382, 1383, 1409, 1429, 1465, 1498, 1504, 1512, 1524, 1526, 1532 and 1536; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**\*Senate Bill No. 0058 -- Litter Control -- Enacts "Responsible Waste Management Act of 1989". Amends TCA, Titles 57, 67, 68.**

**\*Senate Bill No. 0088 -- DUI/DWI Offenses -- Authorizes judge to require DUI offender's car to be equipped with ignition interlock device. Amends TCA, Title 55, Ch. 10.**

**Senate Bill No. 0525 -- Bingo -- Abolishes bingo. Amends TCA 39-6-609; Title 62, Ch. 33.**

**Senate Bill No. 0602 -- Mental Illness -- Grants mental health professionals immunity from certain civil suits resulting from violent acts of patients. Amends TCA, Title 33, Ch. 10.**

**Senate Bill No. 0854 -- Claims Commission, Tennessee -- Adds cost of defense counsel commissioner to expenses to be paid from claims award fund.**

**\*Senate Bill No. 0960 -- Mental Health and Mental Retardation, Dept. of -- Establishes new procedures for licensure under Mental Health and Mental Retardation Licensure Law; creates six member review panel for certain purposes. Amends TCA, Title 33, Ch. 2, Pt. 5.**

**Senate Bill No. 0999 -- Highways, Roads and Bridges -- Revises payment of salary as to chief administrative officer under the County Uniform Highway Law.**

**\*Senate Bill No. 1097 -- County Officers -- Limits sheriff's and constable's data processing fees to one time. Amends TCA 8-21-901.**

**\*Senate Bill No. 1098 -- Education, Higher -- Permits certain non-residents to attend certain state institutions of higher education without payment of out-of-state tuition. Amends TCA, Title 49, Chs. 7--9.**

**\*Senate Bill No. 1124 -- Public Funds and Financing -- Increases amount each county contributes to expenses and compensation of comptroller's auditors. Amends TCA 9-3-210.**

**\*Senate Bill No. 1259 -- Licenses -- Deletes licensure requirement that motor freight agents must obtain and maintain liability and cargo insurance. Amends TCA 65-15-115.**

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**Senate Bill No. 1296 -- Health -- Enacts "Community Health Agency Act of 1989". Amends TCA, Titles 68, 71.**

**\*Senate Bill No. 1357 -- Taxes, Real Property -- Requires payments in lieu of taxes by persons who lease governmental property to develop and operate certain recreational properties. Amends TCA, Title 67.**

**\*Senate Bill No. 1382 -- Child Abuse -- Permits court to examine and disclose certain records maintained in connection with alleged case of child sexual abuse under certain circumstances. Amends TCA 37-1-612.**

**\*Senate Bill No. 1383 -- Child Abuse -- Allows defendant charged with child sexual abuse to have independent medical examination or psychological evaluation performed on victim. Amends TCA, Title 37, Ch. 1, Pt. 6.**

**Senate Bill No. 1409 -- Election Laws -- Revises certain voting procedures by absentee ballot. Amends TCA, Title 2, Ch. 6.**

**Senate Bill No. 1429 -- Motor Vehicles, Titling and Registration -- Allows Purple Heart plates for company-owned cars. Amends TCA 55-4-239.**

**Senate Bill No. 1465 -- General Assembly -- Provides for election of officers of committees of the general assembly. Amends TCA, Title 3.**

**\*Senate Bill No. 1498 -- Highway Signs -- Directs commissioner of transportation to erect signs for Cordell Hull birthplace.**

**\*Senate Bill No. 1504 -- County Boundaries -- Revises boundary between Putnam and Overton counties. Same as HB 1484.**

**\*Senate Bill No. 1512 -- Historical Sites -- Creates advisory council on Cordell Hull birthplace.**

**Senate Bill No. 1524 -- County Government -- Increases number of commissioners in Crockett County. Amends TCA 7-82-307.**

**\*Senate Bill No. 1526 -- Alcoholic Beverages -- Expands definition of club for certain establishment in Cumberland County. Amends TCA 57-4-102.**

**\*Senate Bill No. 1532 -- Election Laws -- Revises provisions relative to punch card ballots in Benton County.**

**Senate Bill No. 1536 -- Hamilton County -- Revises compensation of juvenile court judge. Amends Chapter 489, Private Acts of 1945, as amended.**

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MESSAGE FROM THE SENATE

May 16, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 289, 290, 291 and 292; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

Senate Joint Resolution No. 0289 -- Memorials, Interns and Pages -- Honors Traci Sikkink, 1989 legislative intern.

Senate Joint Resolution No. 0290 -- Memorials, Public Service -- Honors W.C. Link.

Senate Joint Resolution No. 0291 -- Memorials, Professional Achievement -- Congratulates Steiner-Liff on 75th Anniversary.

\*Senate Joint Resolution No. 0292 -- Highway Signs -- Designates Interstate 181/U.S. Highway 23 as "James H. Quillen Parkway".

REPORT OF CHIEF ENGROSSING CLERK

May 16, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 627; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

May 16, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 154, 315, 328, 357, 361, 415, 427, 524, 683, 694, 725, 977, 997, 1249, 1284, 1470, 1507, 1512, 1513, 1514, 1516, 1517, 1518, 1520, 1521, 1526, 1527, 1528, 1529 and 1530; and House Joint Resolution(s) No(s). 353, 354, 357, 358, 359, 361, 362, 363, 364, 365, 366, 367, 368 and 369; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

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**SIGNED**  
**May 16, 1989**

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 117, 196, 269, 456, 461, 658, 1290 and 1414; and Senate Joint Resolution(s) No(s). 269, 271, 272, 276, 280, 281, 284, 285, 286 and 293.

**ENROLLED BILLS**  
**May 16, 1989**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 515, 595, 596, 642, 708, 744, 753, 770, 790, 840, 852, 1050, 1099, 1136, 1203, 1230 and 1252; House Resolution(s) No(s). 55; and House Joint Resolution(s) No(s). 27, 190, 228, 370, 371, 381, 382, 383 and 394; and find same correctly enrolled and ready for the signature(s) of the Speaker(s).

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED**  
**May 16, 1989**

The Speaker announced that he had signed the following: House Bill(s) No(s). 515, 595, 596, 642, 708, 744, 753, 770, 790, 840, 852, 1050, 1099, 1136, 1203, 1230 and 1252; House Joint Resolution(s) No(s). 27, 190, 228, 370, 371, 381, 382, 383 and 394; and House Resolution(s) No(s). 55.

**MESSAGE FROM THE GOVERNOR**  
**May 16, 1989**

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill(s) No(s). 626, 639, 645, 652, 823, 869, 996, 1079, 1126, 1479, 1486, 1501, 1503, 1506, 1508 and 1510; and House Joint Resolution(s) No(s). 108, 123, 310, 313, 314, 317, 318, 319, 321, 322, 323, 324, 326, 328, 330, 331, 332, 335, 336, 338, 339, 340, 341, 343, 344, 345, 346, 347, 348, 349, 351, 352, 356 and 386, with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

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**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**May 16, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, May 22, 1989: House Bill(s) No(s). 1055, 628, 476, 477, 73, 325, 1200, 373, 375, 544, 119, 1509, 1500, 1170, 1043, 1399, 78 and 1273.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**May 16, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, May 24, 1989: Senate Joint Resolution(s) No(s). 120, 121 and 122.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**CONSENT CALENDAR**

**May 16, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, May 22, 1989: House Bill(s) No(s). 1504; House Joint Resolution(s) No(s). 307; House Bill(s) No(s) 576, 577, 1441 and 593; and House Joint Resolution(s) No(s). 82, 83, 380, 296 and 92.

PHILLIPS, Chairman.

**REMARKS**

On May 15, 1989 the House of Representatives passed SB 1135 which as originally introduced would have placed certain prohibitions and disclosures on registered lobbyists. Early in the debate I successfully added an amendment to prohibit lobbyists and their PAC's from making political contributions to members of, and candidates for, the General Assembly during the legislative session. This was adopted by the House as an attempt to eliminate the perception of legislators' votes being swayed by a campaign contribution.

Later in the two and one half hour debate, the House adopted an amendment to allow every corporation to contribute up to \$150 per year, per candidate. This is a dangerous precedent to establish. One hundred and fifty dollars is just the beginning--a foot in the

door. Future General Assemblies could easily raise that amount. It is for this reason I voted against SB 1135.

The last thing our state political process needs is more money. This bill, if it becomes law, will add hundreds of thousands to millions of corporate dollars to our political system. An illustration would be one of our large statewide banks structured as a holding company with many subsidiaries. Each subsidiary, as well as the holding company, could contribute \$150 per candidate, per year. This one holding company could effectively give over a \$1,000 per candidate per year of money directly from the corporate treasury. The Senate has already passed legislation to allow this.

The Senate sponsor of SB 1135 has stated it is his intent to ask the Senate to concur in all House amendments. Should this bill go to the Governor with this provision, I respectfully request the Governor veto the bill.

Representative Matthew Kisber

### RULES SUSPENDED

Rep. Byrd moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 414 out of order, which motion prevailed.

**House Joint Resolution No. 0414 -- Memorials, Personal Occasion -- Honors Bryant Millsaps and Robbie Petty on the occasion of their marriage.** by \*Byrd.

On motion, the rules were suspended for the immediate consideration of the resolution, with the request that the resolution be read.

On motion of Rep. Byrd, with the request that all members be added as sponsors, the resolution was adopted by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance,



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Shirley, Sipes, Stallings, Stamps, Starnes, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

#### BILL RETURN REQUESTED

Pursuant to Rule No. 54, Rep. Pruitt moved that the Clerk request the return of Senate Bill No. 98 from the Senate, which motion prevailed.

#### RULES SUSPENDED

Rep. Kent moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 416 out of order, which motion prevailed.

House Joint Resolution No. 0416 -- Memorials, Sports -- Honors Wooddale High School girls' track team. by \*Kent.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Kent, the resolution was adopted.

A motion to reconsider was tabled.

#### RULES SUSPENDED

Rep. Naifeh moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 417 out of order, which motion prevailed.

House Joint Resolution No. 0417 -- Memorials, Interns and Pages -- Honors Anthony Kapel "Van" Jones, 1989 legislative intern. by \*Naifeh, \*Holt, \*Herron, \*Crain, \*Stallings, \*Ridgeway, \*Collier, \*Pinion, \*Moore C, \*Kisber.

On motion, the rules were suspended to place House Joint Resolution No. 417 on the Consent Calendar for Thursday, May 18, 1989.

#### REGULAR CALENDAR

House Bill No. 0878 -- Motor Vehicles, Titling and Registration -- Removes prohibition on charging for special plates only at time of issuance of plates. Amends TCA, Title 55, Ch. 4.

Further consideration of House Bill No. 878, previously considered on May 8 and May 15, 1989, at which time it was reset to the Calendar for May 17, 1989.

Rep. Duer moved that House Bill No. 878 be passed on third and final consideration.

Rep. Shirley moved to amend as follows:

**Amendment No. 1**

Amend House Bill No. 878 by adding the following new sections to immediately precede the effective date section and by renumbering the effective date section accordingly:

Section \_\_\_\_\_. Tennessee Code Annotated, Section 55-4-228(d)(1), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(1) The fees imposed for registration using the special plates shall be the regular license fee appropriate to the vehicle's design or use as prescribed in this chapter plus payment of the additional fee provided for in Section 55-4-203.

Section \_\_\_\_\_. Tennessee Code Annotated, Section 55-4-203, is amended by deleting subdivision (7) in its entirety and by substituting instead the following:

(7) National guard - twenty-five dollars (\$25.00);

Rep. Duer moved that Amendment No. 1 be tabled, which motion prevailed.

Rep. C. Turner (Shelby) moved to amend as follows:

**Amendment No. 2**

Amend House Bill No. 878 by adding the following new sections immediately preceding the effective date section and by renumbering the effective date section accordingly:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 55-4-225, is amended by deleting the section in its entirety.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 55-4-203, is amended by deleting subdivision (5) in its entirety.

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 55-4-202, is amended by deleting subdivision (5) in its entirety.

Rep. Rhinehart moved that Amendment No. 2 be tabled, which motion prevailed.

Rep. Hobbs moved to amend as follows:

**Amendment No. 3**

Amend House Bill No. 878 by redesignating Section 2 of the printed bill to be Section 3 and by adding a new Section 2 as follows:

Section 2. Tennessee Code Annotated, Section 55-4-307, is amended by deleting the words and figures "The Tennessee arts commission created in Title 4, Chapter 20" and by substituting instead the words "The Tennessee department of transportation to be used for bridge inspection, repair, and replacement."

Rep. Duer moved that Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	65
Noes. . . . .	26
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Bittle, Bivens, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Cross, Curlee, Davis (Cocke), Davis (Knox), DeBerry, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holcomb, Hubbard, Huskey, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moody, Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pruitt, Purcell, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Sipes, Stamps, Starnes, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Wood, Yelton -- 65.

Representatives voting no were: Bell, Bragg, Buck, Callicott, Collier, Crain, Davidson, Davis (Gibson), DePriest, Ellis, Harrill, Henry (Roane), Hobbs, Holt, Jackson, McDaniel, Moore (Lawrence), Pinion, Rhinehart, Ridgeway, Shirley, Stallings, Whitson, Winningham, Wolfe, Mr. Speaker Murray -- 26.

Representatives present and not voting were: Armstrong -- 1.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 4

Amend House Bill No. 878 by substituting language for Section 2 thereof so that, as amended, that section shall read as follows:

SECTION 2. This act shall take effect July 1, 1989, the public welfare requiring it. It shall apply to the issuance of motor vehicle registrations on or after the effective date of the act except that it shall apply to the issuance of cultural motor vehicle registrations under Title 55, Chapter 4, Part 3, on or after January 1, 1984.

On motion, Amendment No. 4 was adopted.

Thereupon, Rep. Duer moved that House Bill No. 878, as amended, be passed on third and final consideration.

Rep. Ellis moved the previous question, which motion failed.

Rep. Hobbs moved that House Bill No. 878 be re-referred to the Transportation Committee.

Rep. Duer moved to table the motion to re-refer, which motion prevailed by the following vote:

Ayes. . . . .	71
Noes. . . . .	21
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Bittle, Bivens, Bragg, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Holcomb, Hubbard, Huskey, Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moody, Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Sipes, Stamps, Turner (Hamilton), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood -- 71.

Representatives voting no were: Armstrong, Bell, Buck, Collier, Crain, Davis (Gibson), DeBerry, Dixon, Harrill, Hobbs, Holt, Jones, R. (Shelby), Jones, U. (Shelby), McDaniel, Moore (Lawrence), Pinion, Shirley, Stallings, Turner, L. (Shelby), Whitson, Mr. Speaker Murray -- 21.

Representatives present and not voting were: Yelton -- 1.

Thereupon, Rep. Duer moved that House Bill No. 878, as amended, be passed on third and final consideration.

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Rep. Bivens moved the previous question, which motion prevailed.

Thereupon, Rep. Duer moved that House Bill No. 878, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	83
Noes. . . . .	10
Present and not voting. . . . .	2

Representatives voting aye were: Anderson, Bittle, Bivens, Bragg, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton -- 83.

Representatives voting no were: Armstrong, Bell, DeBerry, Dixon, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Shirley, Turner, L. (Shelby), Whitson -- 10.

Representatives present and not voting were: Buck, Moore (Lawrence) -- 2.

A motion to reconsider was tabled.

**House Bill No. 0704 -- Election Laws --** Increases amount of notice city must give county election commission for city election. Amends TCA 6-53-101.

Further consideration of House Bill No. 704, previously considered on April 19 and May 3, 1989, at which time it was reset to the Calendar for May 17, 1989.

Rep. Byrd moved that House Bill No. 704 be re-referred to the Calendar and Rules Committee, which motion prevailed.

**House Bill No. 1040 -- General Assembly, Studies --** Creates special joint oversight committee on medicaid program. Amends TCA, Title 3, Ch. 15.

Further consideration of House Bill No. 1040, previously considered on April 5, April 19 and May 3, 1989, at which time it was reset to the Calendar for May 17, 1989.

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Rep. Starnes moved that House Bill No. 1040 be re-referred to the Calendar and Rules Committee, which motion prevailed.

House Bill No. 0365 -- Children, Employment of -- Restricts number of hours of employment for minors attending school. Amends TCA 50-5-105.

On motion, House Bill No. 365 was made to conform with Senate Bill No. 499.

On motion, Senate Bill No. 499, on same subject, was substituted for House Bill No. 365.

Rep. Burnett moved that Senate Bill No. 499 be passed on third and final consideration.

Rep. Bivens moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 499 by deleting the language of the effective date section and by substituting instead the following new language:

This Act shall take effect July 1, 1990, the public welfare requiring it.

Rep. Burnett moved that Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	56
Noes. . . . .	35

Representatives voting aye were: Anderson, Bell, Buck, Burnett, Byrd, Cain, Clark, Coffey, Cross, Curlee, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Gunnels, Halteman, Hassell, Haun, Henry (Putnam), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Kent, Kernell, Love, McAfee, Miller, Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Sipes, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood -- 56.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Callicott, Chiles, Copeland, Crain, Davidson, Davis (Gibson), DeBerry, Dixon, Gaia, Harrill, Hawkins, Head, Henry (Roane), Hobbs, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, McDaniel, Moody, Moore (Lawrence), Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Ridgeway, Scruggs, Stallings, Turner, L. (Shelby) -- 35.

Rep. R. Jones moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 499 by adding a new section immediately preceding the effective date section and by renumbering subsequent sections accordingly:

Section \_\_\_\_\_. The provisions of this act shall not apply to any minor whose parents or guardians file a notarized statement with the minor's employer to the effect that the minor has permission of the parents or guardians to work during those hours otherwise prohibited by the provisions of Section 1(b)(2). The employer shall retain the notarized statement for the duration of the minor's employment, or until the minor's eighteenth birthday, or until the minor is no longer enrolled in school, whichever occurs first.

Rep. Burnett moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	50
Noes. . . . .	36
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Bell, Buck, Burnett, Byrd, Cain, Clark, Coffey, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Duer, Givens, Gunnels, Halteman, Hassell, Haun, Henry (Putnam), Henry (Roane), Herron, Hillis, Holcomb, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Severance, Shirley, Sipes, Stamps, Starnes, Turner (Hamilton), Ussery, Webb, West, Whitson, Williams, Winningham, Wood -- 50.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Callicott, Chiles, Crain, Davis (Gibson), DeBerry, Dixon, Gale, Harrill, Hawkins, Head, Hobbs, Holt, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Robinson (Davidson), Scruggs, Stallings, Turner, C. (Shelby), Turner, L. (Shelby), Wheeler, Wolfe, Mr. Speaker Murray -- 36.

Representatives present and not voting were: Robinson (Hamilton) -- 1.

Rep. R. Jones moved to amend as follows:

Amendment No. 3

Amend Senate Bill No. 499 by adding a new section immediately preceding the effective date section and by renumbering subsequent sections accordingly:

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Section \_\_\_\_\_. The provisions of this act shall not apply to any minor whose household income meets the eligibility requirements set forth in federal law for participation in the food stamp program.

Rep. Burnett moved that Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	55
Noes. . . . .	33
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Bell, Burnett, Byrd, Cain, Clark, Coffey, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Garrett, Good, Gunnels, Halteman, Hassell, Haun, Henry (Putnam), Henry (Roane), Herron, Hillis, Holcomb, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Severance, Shirley, Sipes, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wood, Yelton -- 55.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Buck, Callicott, Chiles, Crain, Davis (Gibson), DeBerry, Dixon, Gaia, Harrill, Head, Hobbs, Holt, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Robinson (Davidson), Robinson (Hamilton), Scruggs, Stallings, Turner, L. (Shelby), Wheeler, Wolfe -- 33.

Representatives present and not voting were: Pinion -- 1.

Rep. R. Jones moved to amend as follows:

Amendment No. 4

Amend Senate Bill No. 499 by adding a new section immediately preceding the effective date section and by renumbering subsequent sections accordingly:

Section \_\_\_\_\_. No organized student meeting, activity or sporting event shall be conducted by or on behalf of any public school or any school or student organization during those hours in which minors are prohibited to be employed pursuant to the provisions of Section 1(b)(2).

Rep. Burnett moved that Amendment No. 4 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	59
Noes. . . . .	29
Present and not voting. . . . .	1



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Representatives voting aye were: Anderson, Bell, Bittle, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Garrett, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Head, Henry (Putnam), Herron, Hillis, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Robinson (Davidson), Severance, Shirley, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wood -- 59.

Representatives voting no were: Armstrong, Bivens, Bragg, Chiles, DeBerry, Dixon, Gaia, Harrill, Henry (Roane), Hobbs, Holt, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Scruggs, Sipes, Stallings, Turner, L. (Shelby), Wheeler, Wolfe -- 29.

Representatives present and not voting were: Robinson (Hamilton) -- 1.

Rep. R. Jones moved to amend as follows:

#### Amendment No. 5

Amend Senate Bill No. 499 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. Between the hours specified in Section 1(b)(2), no public school administrator or teacher shall engage in any form of secondary employment. As used in this section, "secondary employment" means employment for a person or entity other than the local education agency.

Rep. Burnett moved that Amendment No. 5 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	69
Noes. . . . .	19
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Garrett, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Roane), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Kent, Kernell, Love, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Nuber, Peroulas, Phillips, Pinion, Purcell, Rhinehart, Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Mr. Speaker Murray -- 69.

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Representatives voting no were: Armstrong, Bragg, Chiles, DeBerry, Dixon, Gaia, Harrill, Head, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, McDaniel, Moody, Naifeh, Niceley, Pruitt, Stallings, Turner, L. (Shelby) -- 19.

Representatives present and not voting were: Hobbs -- 1.

Rep. Rhinehart moved the previous question, which motion failed by the following vote:

Ayes. . . . .	43
Noes. . . . .	40
Present and not voting. . . . .	5

Representatives voting aye were: Anderson, Bell, Buck, Burnett, Clark, Coffey, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Garrett, Good, Gunnels, Halteman, Hassell, Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, McAfee, Miller, Moore (Shelby), Phillips, Pinion, Rhinehart, Shirley, Stamps, Starnes, Turner (Hamilton), Ussery, Webb, Whitson, Williams, Winningham, Wix, Wolfe -- 43.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Byrd, Callicott, Chiles, Davidson, DeBerry, Dixon, Gaia, Harrill, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hobbs, Jones, R. (Shelby), Kent, King, Kisber, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pruitt, Robinson (Hamilton), Scruggs, Severance, Sipes, Stallings, Turner, L. (Shelby), West, Wheeler, Wood, Yelton, Mr. Speaker Murray -- 40.

Representatives present and not voting were: Cain, Kernell, Moore (Lawrence), Purcell, Turner, C. (Shelby) -- 5.

Rep. Pruitt moved to amend as follows:

Amendment No. 6

Amend Senate Bill No. 499 by deleting from Section 1(b) the words, figures, and symbols "or seventeen (17)".

Rep. Burnett moved that Amendment No. 6 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	51
Noes. . . . .	38

Representatives voting aye were: Anderson, Bell, Bittle, Burnett, Byrd, Cain, Callicott, Coffey, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), Duer, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holt, Huskey, Kent, McAfee, Miller, Moore (Lawrence), Napier, Peroulas, Phillips, Rhinehart, Severance, Shirley, Sipes, Stamps,

Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood -- 51.

Representatives voting no were: Armstrong, Bivens, Bragg, Buck, Chiles, Clark, Crain, Davis (Gibson), DeBerry, Dixon, Gaia, Harrill, Head, Henry (Roane), Hobbs, Holcomb, Hubbard, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Pinion, Pruitt, Purcell, Robinson (Davidson), Scruggs, Stallings, Turner, L. (Shelby), Wolfe, Yelton, Mr. Speaker Murray -- 38.

Rep. Naifeh moved to amend as follows:

**Amendment No. 7**

Amend Senate Bill No. 499 by adding before the effective date section the following new section and by renumbering the effective date section accordingly:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 50-5-105, is amended by adding the following new subsection:

(c) The provisions of subsection (b) shall not apply to any minor who maintains not less than a "B" average in the minor's core curriculum courses. Before such minor may be employed under the exemption established by this subsection, the minor's principal shall certify to the potential employer that the minor has the required average. If at the conclusion of a semester grading period, a minor, who is exempt under the provisions of this subsection, has failed to maintain the required average, the minor's principal shall so notify the minor's employer.

Rep. R. Jones moved that Senate Bill No. 499 be re-referred to the Education Committee.

Rep. Burnett moved that the motion to re-refer be tabled, which motion prevailed by the following vote:

Ayes . . . . .	48
Noes . . . . .	44
Present and not voting . . . . .	2

Representatives voting aye were: Anderson, Bell, Burnett, Byrd, Cain, Clark, Coffey, Collier, Copeland, Cross, Curlee, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Garrett, Givens, Good, Gunnels, Hassell, Haun, Herron, Hillis, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Phillips, Pinion, Purcell, Rhinehart, Severance, Shirley, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Whitson, Winningham, Wix, Wood -- 48.

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Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Callicott, Chiles, Crain, Davidson, Davis (Gibson), DeBerry, Dixon, Gaia, Halteman, Harrill, Hawkins, Head, Henry (Putnam), Henry (Roane), Hobbs, Holt, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pruitt, Robinson (Davidson), Scruggs, Sipes, Stallings, Stamps, Turner, L. (Shelby), West, Wheeler, Williams, Wolfe, Yelton, Mr. Speaker Murray -- 44.

Representatives present and not voting were: Buck, Holcomb -- 2.

Thereupon, Rep. Naifeh renewed his motion to adopt Amendment No. 7.

Rep. Burnett moved that Amendment No. 7 be tabled, which motion failed by the following vote:

Ayes. . . . .	37
Noes. . . . .	53
Present and not voting. . . . .	1

Representatives voting aye were: Bell, Burnett, Byrd, Clark, Collier, Cross, Curlee, Davis (Cocke), Davis (Knox), DePriest, Ellis, Givens, Good, Hassell, Haun, Hawkins, Herron, Hillis, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Shirley, Starnes, Turner (Hamilton), Ussery, Webb, Whitson, Williams, Wolfe -- 37.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Buck, Callicott, Chiles, Coffey, Copeland, Crain, Davidson, Davis (Gibson), DeBerry, Duer, Gaia, Garrett, Gunnels, Halteman, Harrill, Head, Henry (Putnam), Henry (Roane), Hobbs, Holcomb, Holt, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Moore (Lawrence), Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Robinson (Davidson), Scruggs, Severance, Sipes, Stallings, Stamps, Turner, C. (Shelby), Turner, L. (Shelby), West, Wheeler, Wix, Wood, Yelton, Mr. Speaker Murray -- 53.

Representatives present and not voting were: Cain -- 1.

Thereupon, Rep. Naifeh renewed his motion to adopt Amendment No. 7.

Rep. Bivens moved that Senate Bill No. 499 be re-referred to the Agriculture Committee.

Rep. Burnett moved to table the motion to re-refer, which motion prevailed by the following vote:

Ayes. . . . .	51
Noes. . . . .	37
Present and not voting. . . . .	2

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Representatives voting aye were: Anderson, Bell, Burnett, Byrd, Clark, Coffey, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Givens, Gunnel, Halteman, Hassell, Haun, Henry (Putnam), Herron, Hillis, Holt, Hubbard, Huskey, Jackson, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Peroulas, Phillips, Purcell, Rhinehart, Shirley, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Whitson, Williams, Winningham, Wix, Wood, Mr. Speaker Murray -- 51.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Callicott, Chiles, Crain, Davis (Gibson), DeBerry, Dixon, Gaia, Harrill, Hawkins, Head, Henry (Roane), Hobbs, Holcomb, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Pruitt, Scruggs, Severance, Sipes, Stallings, Stamps, Turner, L. (Shelby), Webb, Wolfe, Yelton -- 37.

Representatives present and not voting were: Cain, Good -- 2.

Rep. DeBerry moved the previous question, which motion prevailed.

Thereupon, Rep. Naifeh renewed his motion to adopt Amendment No. 7, which motion prevailed by the following vote:

Ayes. . . . .	56
Noes. . . . .	35

Representatives voting aye were: Anderson, Armstrong, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Coffey, Copeland, Crain, Davidson, Davis (Gibson), DeBerry, Duer, Gaia, Garrett, Gunnels, Halteman, Harrill, Hawkins, Head, Henry (Roane), Hobbs, Holcomb, Holt, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Robinson (Davidson), Scruggs, Severance, Sipes, Stallings, Stamps, Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Williams, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 58.

Representatives voting no were: Bell, Bittle, Burnett, Clark, Collier, Cross, Curlee, Davis (Cocke), Davis (Knox), DePriest, Dixon, Ellis, Givens, Good, Hassell, Haun, Henry (Putnam), Herron, Hillis, Hubbard, Huskey, Kent, Kernell, King, McAfee, Moore (Lawrence), Moore (Shelby), Phillips, Purcell, Rhinehart, Shirley, Starnes, Turner (Hamilton), Ussery, Whitson -- 35.

Rep. McAfee moved the previous question, which motion failed by the following vote:

Ayes. . . . .	60
Noes. . . . .	32
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Bell, Burnett, Byrd, Cain, Clark, Coffey, Collier, Copeland, Cross, Curlee, Davis

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(Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Kent, Kernell, Love, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Peroulas, Phillips, Pinion, Rhinehart, Severance, Shirley, Stamps, Starnes, Turner (Hamilton), Ussery, Webb, West, Whitson, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 60.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Buck, Callicott, Chiles, Crain, Davidson, DeBerry, Dixon, Harrill, Head, Henry (Roane), Hobbs, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, McDaniel, Moody, Naifeh, Niceley, Nuber, Pruitt, Robinson (Davidson), Scruggs, Sipes, Stallings, Turner, C. (Shelby), Turner, L. (Shelby), Williams -- 32.

Representatives present and not voting were: Purcell -- 1.

#### REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to aye on Amendment No. 7 to Senate Bill No. 499 and have this statement entered in the Journal.

Rep. H. E. Bittle

#### REGULAR CALENDAR, CONTINUED

Rep. Dixon moved to amend as follows:

##### Amendment No. 8

Amend Senate Bill No. 499 by adding a new section immediately preceding the effective date section and by renumbering subsequent sections accordingly:

Section \_\_\_\_\_. The provisions of this act shall not apply to students hired to work at either location of Jones Big Star Markets in Shelby County.

Rep. Burnett moved that Amendment No. 8 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	63
Noes. . . . .	19
Present and not voting. . . . .	4

Representatives voting aye were: Anderson, Bell, Bittle, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), DePriest, Ellis, Garrett,

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Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Henry (Roane), Herron, Hillis, Holcomb, Holt, Huskey, Jackson, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Peroulas, Phillips, Pinion, Purcell, Ridgeway, Scruggs, Severance, Shirley, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 63.

Representatives voting no were: Armstrong, DeBerry, Dixon, Duer, Gaia, Harrill, Head, Hubbard, Jones, U. (Shelby), King, Love, McDaniel, Moody, Niceley, Pruitt, Sipes, Stallings, Turner, L. (Shelby), Wheeler -- 19.

Representatives present and not voting were: Bragg, Hobbs, Naifeh, Robinson (Hamilton) -- 4.

Rep. DeBerry moved to amend as follows:

Amendment No. 9

Amend Senate Bill No. 499 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. The provisions of this act shall only apply in counties having a population of not less than 14,800 nor more than 14,850 according to the 1980 federal census or any subsequent federal census.

Rep. Burnett moved that Amendment No. 9 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	52
Noes. . . . .	34
Present and not voting. . . . .	2

Representatives voting aye were: Bell, Burnett, Byrd, Clark, Coffey, Collier, Cross, Curlee, Davidson, Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Peroulas, Phillips, Pinion, Purcell, Rhinehart, Ridgeway, Severance, Shirley, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Whitson, Williams, Winningham, Wood, Mr. Speaker Murray -- 52.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Callicott, Chiles, Crain, Davis (Gibson), DeBerry, Dixon, Gaia, Harrill, Head, Henry (Roane), Hobbs, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Pruitt, Robinson (Davidson), Scruggs, Stallings, Turner, L. (Shelby), Wheeler, Wolfe, Yelton -- 34.

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Representatives present and not voting were: Cain, Robinson (Hamilton) -- 2.

Rep. DeBerry moved to amend as follows:

Amendment No. 10

Amend Senate Bill No. 499 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. The provisions of this act shall not apply in any county having a population of not less than 770,000 nor more than 780,000 according to the 1980 federal census or any subsequent federal census.

Rep. Burnett moved that Amendment No. 10 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	52
Noes. . . . .	38
Present and not voting. . . . .	1

Representatives voting aye were: Bell, Buck, Burnett, Byrd, Clark, Coffey, Collier, Cross, Curlee, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holcomb, Hubbard, Huskey, Jackson, Kent, Kernell, McAfee, Moore (Lawrence), Moore (Shelby), Phillips, Pinion, Purcell, Rhinehart, Severance, Shirley, Sipes, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Whitson, Williams, Wix, Wolfe, Wood, Mr. Speaker Murray -- 52.

Representatives voting no were: Anderson, Armstrong, Bittle, Bivens, Bragg, Callicott, Chiles, Crain, Davis (Gibson), DeBerry, Dixon, Gaia, Harrill, Head, Henry (Roane), Hobbs, Holt, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Stallings, Turner, L. (Shelby), Webb, Wheeler, Yelton -- 38.

Representatives present and not voting were: Cain -- 1.

Rep. DePriest moved the previous question, which motion failed by the following vote:

Ayes. . . . .	55
Noes. . . . .	37
Present and not voting. . . . .	3

Representatives voting aye were: Anderson, Bell, Buck, Burnett, Byrd, Coffey, Collier, Crain, Cross, Curlee, Davidson,



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Davis (Cocke), Davis (Knox), DePriest, Duer, Garrett, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Phillips, Pinion, Rhinehart, Robinson (Hamilton), Severance, Shirley, Starnes, Turner (Hamilton), Ussery, Webb, West, Whitson, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 55.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Cain, Callicott, Chiles, Davis (Gibson), DeBerry, Dixon, Ellis, Gaia, Harrill, Head, Henry (Roane), Hobbs, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pruitt, Ridgeway, Robinson (Davidson), Scruggs, Sipes, Stallings, Stamps, Turner, L. (Shelby), Wheeler, Williams -- 37.

Representatives present and not voting were: Clark, Purcell, Turner, C. (Shelby) -- 3.

Rep. King moved to amend as follows:

**Amendment No. 11**

Amend Senate Bill No. 499 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. Tennessee Code Annotated, Section 50-5-105, is amended by adding the following language as a new designated subsection:

( ) During the hours specified in Section 1(b), the exemptions contained within Tennessee Code Annotated, Sections 50-5-107 and 108 shall be suspended with regard to any minor who is sixteen (16) or seventeen (17) years of age and is enrolled in school.

Rep. Burnett moved that Amendment No. 11 be tabled.

**MOTION TO RECESS**

Rep. King moved that the House recess for 10 minutes, which motion prevailed by the following vote:

Ayes. . . . .	42
Noes. . . . .	40
Present and not voting. . . . .	3

Representatives voting aye were: Armstrong, Bivens, Buck,

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Byrd, Cain, Collier, Crain, Davis (Gibson), DeBerry, Dixon, Ellis, Givens, Gunnels, Harrill, Hawkins, Head, Henry (Roane), Hobbs, Holcomb, Hubbard, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, McDaniel, Moody, Niceley, Nuber, Pruitt, Ridgeway, Robinson (Davidson), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Williams, Winningham, Wolfe, Yelton -- 42.

Representatives voting no were: Anderson, Bittle, Bragg, Burnett, Callicott, Clark, Coffey, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Good, Halteman, Hassell, Haun, Herron, Hillis, Holt, Huskey, Kent, McAfee, Moore (Lawrence), Moore (Shelby), Naifeh, Peroulas, Phillips, Pinion, Rhinehart, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Whitson, Wix, Wood, Mr. Speaker Murray -- 40.

Representatives present and not voting were: Henry (Putnam), Purcell, Robinson (Hamilton) -- 3.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Murray.

On motion of Mr. Naifeh, the roll call was dispensed with.

REGULAR CALENDAR, CONTINUED

Rep. Burnett moved that Amendment No. 11 be tabled, which motion prevailed by the following vote:

Ayes. . . . .	47
Noes. . . . .	46

Representatives voting aye were: Anderson, Bell, Buck, Burnett, Byrd, Clark, Coffey, Collier, Cross, Curlee, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Hassell, Haun, Hawkins, Herron, Hillis, Huskey, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Phillips, Pinion, Rhinehart, Ridgeway, Robinson (Hamilton), Severance, Shirley, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Whitson, Williams, Wix, Wood, Mr. Speaker Murray -- 47.

Representatives voting no were: Armstrong, Bittle, Bivens, Bragg, Cain, Callicott, Chiles, Crain, Davidson, Davis (Gibson), DeBerry, Dixon, Gaia, Gunnels, Halteman, Harrill, Head, Henry (Roane), Hobbs, Holcomb, Holt, Hubbard, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pruitt, Purcell, Robinson (Davidson), Scruggs, Sipes, Stallings, Stamps, Turner, L. (Shelby), West, Wheeler, Wolfe, Yelton -- 46.

Rep. U. Jones moved to amend as follows:

Amendment No. 12

Amend Senate Bill No. 499 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. During the hours specified in Section 1(b)(2) of this act, there shall be a general curfew for all minors seventeen (17) years of age and under.

Rep. Burnett moved that Amendment No. 12 be tabled, which motion prevailed by the following vote:

Ayes	69
Noes	24

Representatives voting aye were: Anderson, Bell, Bivens, Buck, Burnett, Byrd, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Kent, Kernell, Kisber, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Peroulas, Phillips, Pinion, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Severance, Shirley, Sipes, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 69.

Representatives voting no were: Armstrong, Bittle, Bragg, Cain, Chiles, DeBerry, Dixon, Gaia, Harrill, Head, Jones, R. (Shelby), Jones, U. (Shelby), King, Love, Moody, Naifeh, Niceley, Nuber, Pruitt, Robinson (Davidson), Scruggs, Stallings, Turner, L. (Shelby), Webb -- 24.

Rep. DeBerry moved that Senate Bill No. 499 be re-referred to the Calendar and Rules Committee.

Rep. Burnett moved to table the motion to re-refer, which motion failed by the following vote:

Ayes	44
Noes	49

Representatives voting aye were: Burnett, Byrd, Clark, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Ellis, Givens, Good, Hassell, Haun, Henry (Putnam), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Severance, Shirley, Sipes, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Whitson, Winningham, Wix, Wood, Mr. Speaker Murray -- 44.

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Representatives voting no were: Anderson, Armstrong, Bittle, Bivens, Bragg, Buck, Cain, Callicott, Chiles, Copeland, Crain, Davis (Gibson), DeBerry, Dixon, Duer, Gaia, Gunnels, Halteman, Harrill, Hawkins, Head, Henry (Roane), Hobbs, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Stallings, Stamps, Turner, L. (Shelby), Webb, Wheeler, Williams, Wolfe, Yelton -- 49.

Rep. DeBerry renewed the motion to re-refer Senate Bill No. 499 to the Committee on Calendar and Rules.

Rep. Rhinehart moved to reject the motion to re-refer to Calendar and Rules.

Whereupon, Rep. DeBerry moved to table the motion to reject the motion to re-refer Senate Bill No. 499 to the Calendar and Rules Committee, which motion prevailed by the following vote:

Ayes. . . . .	47
Noes. . . . .	46

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Cain, Callicott, Chiles, Crain, Davis (Gibson), DeBerry, Dixon, Duer, Gaia, Good, Gunnels, Harrill, Head, Henry (Roane), Hobbs, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Ridgeway, Robinson (Davidson), Scruggs, Sipes, Stallings, Stamps, Turner, L. (Shelby), Webb, Wheeler, Wolfe, Yelton -- 47.

Representatives voting no were: Burnett, Byrd, Clark, Coffey, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Ellis, Givens, Halteman, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Robinson (Hamilton), Severance, Shirley, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Whitson, Williams, Wix, Mr. Speaker Murray -- 46.

Thereupon, Rep. DeBerry renewed the motion to re-refer Senate Bill No. 499 to the Committee on Calendar and Rules, which motion prevailed by the following vote:

Ayes. . . . .	48
Noes. . . . .	47
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bittle, Bivens, Bragg, Buck, Cain, Callicott, Chiles, Crain, Davis (Gibson), DeBerry, Dixon, Duer, Gaia, Good, Gunnels, Halteman, Harrill, Head, Henry (Roane), Hobbs, Holcomb, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Love, McDaniel, Moody, Moore (Lawrence).

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Naifeh, Niceley, Nuber, Peroulas, Pinion, Pruitt, Robinson (Davidson), Scruggs, Sipes, Stallings, Stamps, Turner, L. (Shelby), Webb, Wheeler, Williams, Wolfe -- 48.

Representatives voting no were: Bell, Burnett, Byrd, Clark, Coffey, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Ellis, Givens, Hassell, Haun, Hawkins, Henry (Putnam), Herron, Hillis, Holt, Hubbard, Huskey, Kent, Kernell, McAfee, Miller, Moore (Shelby), Napier, Phillips, Purcell, Rhinehart, Ridgeway, Severance, Shirley, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Whitson, Winningham, Wix, Wood, Yelton, Mr. Speaker Murray -- 47.

Representatives present and not voting were: Robinson (Hamilton) -- 1.

House Bill No. 1087 -- Criminal Offenses -- Prohibits false telephone communications concerning illness, injury or death. Amends TCA 39-6-1102.

On motion, House Bill No. 1087 was made to conform with Senate Bill No. 1256.

On motion, Senate Bill No. 1256, on same subject, was substituted for House Bill No. 1087.

Rep. Coffey moved that Senate Bill No. 1256 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	0

Representatives voting aye were: Anderson, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Haltzman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

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House Bill No. 0960 -- Handicapped Persons -- Revises penalties for unauthorized parking in spaces reserved for handicapped persons. Amends TCA 55-21-108.

On motion, House Bill No. 960 was made to conform with Senate Bill No. 423.

On motion, Senate Bill No. 423, on same subject, was substituted for House Bill No. 960.

Rep. Coffey moved that Senate Bill No. 423 be passed on third and final consideration.

Rep. Yelton moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 423 by adding the following new section to be appropriately designated:

Section \_\_\_\_ Tennessee Code Annotated, Section 55-21-108, is amended by adding the following as a new section:

Any person who unlawfully sells, copies, duplicates, manufactures, or assists in the sale, duplicating, copying or manufacturing of a handicapped placard is guilty of a misdemeanor and punishable by a minimum \$1,000 fine and imprisonment for a time in the discretion of the court.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Coffey moved that Senate Bill No. 423, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	7
Present and not voting	1

Representatives voting aye were: Anderson, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Goode), Davis (Gibson), Davis (Knox), DePriest, Ellis, Garia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes,

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Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 87.

Representatives voting no were: Armstrong, DeBerry, Dixon, Duer, Jones, R. (Shelby), Jones, U. (Shelby), Turner, L. (Shelby) -- 7.

Representatives present and not voting were: Clark -- 1.

A motion to reconsider was tabled.

House Bill No. 0232 -- DUI/DWI Offenses -- Authorizes judge to require DUI offender's car to be equipped with ignition interlock device. Amends TCA, Title 55, Ch. 10.

On motion, House Bill No. 232 was made to conform with Senate Bill No. 88.

On motion, Senate Bill No. 88, on same subject, was substituted for House Bill No. 232.

Rep. Herron moved that Senate Bill No. 88 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

**Amendment No. 1**

AMEND Senate Bill No. 88 as amended by Senate Transportation Committee amendment no. 1 by adding the following at the end of the amendment:

AND FURTHER AMEND by adding the following as a new subsection to be appropriately designated:

( ) In the event Senate Bill 1194 / House Bill 662 is enacted, the offense created by this act shall be a Class A misdemeanor.

On motion, Amendment No. 1 was adopted.

Rep. Herron moved that Senate Bill No. 88 be passed on third and final consideration.

Rep. Bell moved the previous question, which was objected to, but which motion prevailed.

Thereupon, Rep. Herron moved that Senate Bill No. 88, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes. . . . .	78
Noes. . . . .	13
Present and not voting. . . . .	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, Dixon, Duer, Ellis, Gaia, Garrett, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Napier, Nuber, Peroulas, Pinion, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Williams, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 78.

Representatives voting no were: Bragg, Callicott, Chiles, Davis (Knox), Givens, Head, Jones, R. (Shelby), Naifeh, Niceley, Shirley, Whitson, Winningham, Wix -- 13.

Representatives present and not voting were: Cain, DePriest, Rhinehart -- 3.

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on Senate Bill No. 88 and have this statement entered in the Journal.

The machine locked.

Rep. Tom Wheeler

**REGULAR CALENDAR, CONTINUED**

**House Bill No. 1010 -- Divorce and Annulment --** Authorizes divorce in certain circumstances; revises child support and procedural provisions for divorce decrees. Amends TCA 34-1-101; Title 36, Ch. 4, 36-5-101.

Rep. Williams moved that House Bill No. 1010 be reset to the Calendar for Wednesday, May 24, 1989, which motion prevailed.

**House Bill No. 1011 -- Corporations --** Revises various provisions of Tennessee Business Corporation Act. Amends TCA, Title 48, Chs. 11--27.



**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

On motion, House Bill No. 1011 was made to conform with Senate Bill No. 1042.

On motion, **Senate Bill No. 1042**, on same subject, was substituted for House Bill No. 1011.

Rep. Williams moved that Senate Bill No. 1042 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

**House Bill No. 1012 -- Corporations, Not for Profit --** Revises nonprofit corporation law. Amends TCA, Title 48, Chs. 51--68.

On motion, House Bill No. 1012 was made to conform with Senate Bill No. 545.

On motion, **Senate Bill No. 545**, on same subject, was substituted for House Bill No. 1012.

Rep. Williams moved that Senate Bill No. 545 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

**Amendment No. 1**

Amend Senate Bill No. 545 by adding a new section immediately before the effective date section and numbering the sections accordingly:

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SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 48-58-601, is amended by adding to subsection (d) the following new subdivision:

( ) Not-for-profit agricultural or horticultural organizations which are exempt from federal income taxation under § 501(c)(5) of the Internal Revenue Code of 1986 (26 U.S.C. § 501(c)(5)), as amended.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Williams moved that Senate Bill No. 545, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

House Bill No. 1334 -- Health and Environment, Dept. of -- Prohibits employees of the department from revealing certain information. Amends TCA, Title 68.

On motion, House Bill No. 1334 was made to conform with Senate Bill No. 522.

On motion, Senate Bill No. 522, on same subject, was substituted for House Bill No. 1334.

Rep. Williams moved that Senate Bill No. 522 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes. . . . .	91
Noes. . . . .	4
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives voting no were: Davis (Knox), Gaia, Givens, Winningham -- 4.

Representatives present and not voting were: Coffey -- 1.

A motion to reconsider was tabled.

\*House Joint Resolution No. 0087 -- Memorials, Government Officials -- Encourages Department of Tourist Development to sponsor activities in arts within advertising budget.

Rep. Williams moved that House Joint Resolution No. 87 be adopted, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West,

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Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton,  
Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

\*House Joint Resolution No. 0032 -- Highway Signs --  
Redesignates State Route 269 from Bell Buckle city limits to  
Rutherford County line as "Liberty Pike".

Rep. Phillips moved that House Joint Resolution No. 32 be  
adopted, which motion prevailed by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell,  
Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles,  
Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson,  
Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest,  
Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman,  
Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry  
(Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey,  
Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell,  
King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence),  
Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips,  
Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson  
(Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps,  
Starnes, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb,  
West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood,  
Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

\*House Joint Resolution No. 0230 -- General Assembly, Studies --  
Directs Select Oversight Committee on Education to study requirement  
of identification cards for children in grades K-12.

Rep. McAfee moved that House Joint Resolution No. 230 be adopted.

Rep. Davidson moved to amend as follows:

#### Amendment No. 1

Amend House Joint Resolution No. 230 by deleting the words  
"direct" in the caption and first resolving clause of the  
resolution and substituting instead the word "urge".

On motion, Amendment No. 1 was adopted.

Rep. McAfee moved that House Joint Resolution No. 230, as  
amended, be adopted, which motion prevailed by the following vote:

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Ayes. . . . .	90
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 90.

A motion to reconsider was tabled.

**\*Senate Joint Resolution No. 0041** -- General Assembly, Statement of Intent Or Position -- Endorses findings and recommendations of study directed by SJR 366, pertaining to alcohol and drug abuse delivery system.

Rep. Kisber moved that Senate Joint Resolution No. 41 be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	86
Noes. . . . .	2
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Harrill, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Miller, Moody, Moore (Lawrence), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 86.

Representatives voting no were: Hassell, Moore (Shelby) -- 2.

Representatives present and not voting were: Coffey -- 1.

A motion to reconsider was tabled.

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House Bill No. 0394 -- Insurance, Fire and Casualty -- Revises maximum permissible risk of certain county mutual insurance companies. Amends TCA 56-22-101, 106.

On motion, House Bill No. 394 was made to conform with Senate Bill No. 767.

On motion, Senate Bill No. 767, on same subject, was substituted for House Bill No. 394.

Rep. Gunnels moved that Senate Bill No. 767 be passed on third and final consideration.

Rep. Rhinehart moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 767 by adding at the end of Section 2 the following appropriately designated subsection:

( ) To issue the insurance authorized by this act, a county mutual fire insurance company shall establish a guaranteed capital reserve account of not less than two hundred fifty thousand dollars (\$250,000). Such reserve shall be maintained in the treasury of the insurer as additional security to the holders of insurance policies issued by the insurer.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Gunnels moved that Senate Bill No. 767, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	84
Noes. . . . .	5
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, U. (Shelby), Kent, Kernell, King, Kisber, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 84.

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Representatives voting no were: Bragg, DeBerry, Jones, R. (Shelby), Severance, Turner, L. (Shelby) -- 5.

Representatives present and not voting were: Clark -- 1.

A motion to reconsider was tabled.

#### REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to aye on Senate Bill No. 767 and have this statement entered in the Journal.

Rep. Charlie Severance

#### REGULAR CALENDAR, CONTINUED

\*House Bill No. 0288 -- Human Rights -- Makes affirmative action remedies for discrimination available in chancery court action. Amends TCA 4-21-311.

On motion, House Bill No. 288 was made to conform with Senate Bill No. 830.

On motion, Senate Bill No. 830, on same subject, was substituted for House Bill No. 288.

Rep. R. Jones moved that Senate Bill No. 830 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	87
Noes. . . . .	3
Present and not voting. . . . .	2

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Hassell, Haun, Hawkins, Head, Henry (Putnam), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 87.

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Representatives voting no were: Henry (Roane), Kent, Niceley  
-- 3.

Representatives present and not voting were: Coffey, Holcomb  
-- 2.

A motion to reconsider was tabled.

**House Bill No. 1047** -- Accountants -- Revises certain provisions relative to required examinations to practice accountancy. Amends TCA, Title 62, Ch. 1.

On motion, House Bill No. 1047 was made to conform with Senate Bill No. 470.

On motion, **Senate Bill No. 470**, on same subject, was substituted for House Bill No. 1047.

Rep. Naifeh moved that Senate Bill No. 470 be passed on third and final consideration.

Rep. Rhinehart moved the previous question, which motion prevailed.

Thereupon, Rep. Naifeh moved that Senate Bill No. 470 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. ....	88
Noes. ....	6

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wood, Yelton -- 88.

Representatives voting no were: Copeland, Henry (Roane), Herron, Kent, Winningham, Wolfe -- 6.

A motion to reconsider was tabled.



WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

**House Bill No. 0486** -- Consumer Protection -- Prohibits false or misleading sales or advertising techniques relative to water treatment device sales.

On motion, House Bill No. 486 was made to conform with Senate Bill No. 259.

On motion, **Senate Bill No. 259**, on same subject, was substituted for House Bill No. 486.

Rep. West moved that Senate Bill No. 259 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

**House Bill No. 0024** -- County Government -- Makes County Budget Law of 1990 applicable in certain counties. Amends TCA, Title 5, Ch. 22.

Rep. Hillis moved that House Bill No. 24 be reset to the Calendar for Wednesday, May 24, 1989, which motion prevailed.

**\*House Joint Resolution No. 0208** -- Memorials, Congress -- Requests reauthorization of certain sections of Surface Mine Control and Reclamation Act, to extend collection of reclamation fees through year 2007.

Rep. Napier moved that House Joint Resolution No. 208 be adopted, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	0

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Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

**\*House Joint Resolution No. 0006** -- Constitutional Amendments -- Restructures state taxes; provides for state and local income and sales and use taxes; exemptions.

Rep. Copeland moved that House Joint Resolution No. 6 be reset to the last available space on the last available Calendar this year, which motion prevailed.

**\*House Joint Resolution No. 0007** -- Constitutional Amendments -- Restructures state taxes; provides for state and local income and sales and use taxes.

Rep. Copeland moved that House Joint Resolution No. 7 be reset to the last available space on the last available Calendar this year, which motion prevailed.

**House Bill No. 0563** -- Jails, Local Lock-ups -- Requires certain inmates to participate in local work release programs involving the removal of trash and other clean-up projects. Amends TCA, Title 41, Ch. 2, Pt. 1.

Rep. Moore (Lawrence) moved that House Bill No. 563 be passed on third and final consideration.

Rep. Yelton moved to amend as follows:

**Amendment No. 1**

Amend House Bill No. 563 by renumbering SECTION 2 as SECTION 3 and adding the following new SECTION 2:

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SECTION 2. Tennessee Code Annotated, Section 41-2-123(c), is amended by inserting the following language between the second and third sentences:

Not more than ten percent (10%) of the funds awarded by a grant under this subsection shall be expended for the purpose of advertising or promoting a litter and trash collection program; and no part of such funds shall be used to purchase supplies, materials, or equipment displaying the name or likeness of the administrator of such program, or of any other individual.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Moore (Lawrence) moved that House Bill No. 563, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE  
May 17, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 804; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

REGULAR CALENDAR, CONTINUED

**\*House Bill No. 0263** -- Boards and Commissions -- Restructures division of health related boards; abolishes certain boards, commissions and agencies. Amends TCA, Titles 4, 62, 63, 68.

On motion, House Bill No. 263 was made to conform with Senate Bill No. 804.

On motion, **Senate Bill No. 804**, on same subject, was substituted for House Bill No. 263.

Rep. Ellis moved that Senate Bill No. 804 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

**\*Senate Joint Resolution No. 0119** -- Memorials, Government Officials -- Directs Division of Parks and Recreation to assess and recommend improvements for operation of state parks.

Rep. Hillis moved that Senate Joint Resolution No. 119 be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell,

Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

CONSENT CALENDAR

House Resolution No. 0057 -- Memorials, Condolence -- Honors memory of Ernestine Flowers.

House Resolution No. 0059 -- Memorials, Interns and Pages -- Honors Kimaria LaShawn Seymour, 1989 legislative intern.

House Resolution No. 0060 -- Memorials, Congratulations -- Honors North Side High School on being first in the West Tennessee regional Science Olympiad.

House Joint Resolution No. 0401 -- Memorials, Congratulations -- Congratulates James H. Darrell, III on graduation from United States Naval Academy.

House Joint Resolution No. 0402 -- Memorials, Interns and Pages -- Honors James Thomas Burchett, 1989 legislative intern.

House Bill No. 1535 -- Fayette County -- Enacts Fayette County Employees Uniform Nepotism Policy Act of 1989.

Rep. Kisber moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell,

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Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

#### HOUSE ACTION ON SENATE AMENDMENTS

\*House Bill No. 0193 -- Boards and Commissions -- Revises certain penalties imposed by certain agencies, boards, and commissions. Amends TCA, Title 4, Ch. 3, Pt. 13; Title 56, Ch. 1, Pt. 3; Titles 62, 63.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 193

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill No. 193 (Senate Bill No. 574) has met and recommend that:

#### Conference Committee Report on House Bill No. 193 / Senate Bill No. 574

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill No. 193 (Senate Bill No. 574) has met and recommends that the following House amendments be adopted: 1 and 2; and recommends that the following Senate amendment be deleted: 2.

The Committee further recommends that the following amendments to House amendment No. 2 be adopted:

AMEND by deleting the following language and punctuation from the amendatory language of Section 3 ( )  
(A) (iii):

if such penalty exceeds five hundred dollars (\$500)

AMEND by deleting the following language and punctuation from the amendatory language of Section 4 ( )  
(A) (iii):

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if such penalty exceed five hundred dollars (\$500)

Senator Ben Atchley  
Senator John Ford  
Senator Jerry Cooper

Representative Buddy Scruggs  
Representative Shelby Rhinehart  
Representative Matt Kisber

Rep. Scruggs moved that the Report of the Conference Committee on House Bill No. 193 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

#### MOTION TO RECONSIDER

\*Senate Bill No. 0551 -- Public Service Commission -- Sets schedule of increases for certain motor carrier permits. Amends TCA 65-15-116.

Rep. Yelton moved that the motion to reconsider Senate Bill No. 551 be lifted from the table, which motion prevailed.

Rep. Yelton moved that the House reconsider its action in passing Senate Bill No. 551 on third and final consideration, as amended, which motion prevailed.

On motion of Rep. Yelton, the House reconsidered its action in adopting Amendment No. 1. On motion, the House withdrew Amendment No. 1.

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Thereupon, Rep. Yelton moved to repass Senate Bill No. 551 on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	83
Noes. . . . .	6
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Clark, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 83.

Representatives voting no were: Chiles, Duer, Haun, Hawkins, Holcomb, McDaniel -- 6.

Representatives present and not voting were: Coffey -- 1.

A motion to reconsider was tabled.

**HOUSE ACTION ON SENATE AMENDMENTS, CONTINUED**

**House Bill No. 0696 -- Taxes, Real Property --** Requires county trustee to accept quarterly payments of property tax in certain counties. Amends TCA, Title 67, Ch. 5, Pt. 18.

**Senate Amendment No. 1**

Amend House Bill No. 696 by adding the following language as a new section immediately preceding the effective date section and by redesignating the effective date section accordingly:

**SECTION \_\_\_\_\_.** The provisions of this act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of any county to which it may apply. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified by such officer to the Secretary of State.



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Rep. Winningham moved that the House concur in Senate Amendment(s) No(s). 1, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	0
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives present and not voting were: Givens -- 1.

A motion to reconsider was tabled.

**House Bill No. 1046 -- Consumer Protection --** Revises provisions on duty of certain service providers to make certain disclosures to customers. Amends TCA 47-18-1101, 1102.

**Senate Amendment No. 4**

Amend House Bill No. 1046 by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Sections 47-18-1101 and 47-18-1102, are amending by deleting the sections in their entirety.

SECTION 2. This act shall take effect on becoming a law, the public welfare requiring it.

Rep. Naifeh moved that the House concur in Senate Amendment(s) No(s). 4, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	0

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Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

A motion to reconsider was tabled.

**House Bill No. 1225 -- Alcoholic Beverages --** Permits commercial airline travel club to provide free drinks. Amends TCA 57-4-203.

**Senate Amendment No. 1**

Amend House Bill No. 1225 by adding the following language at the end of Section 1:

(1) The provisions of this subsection shall not apply in any county containing an airport belonging to a municipality which is located in an adjoining county.

**Senate Amendment No. 2**

Amend House Bill No. 1225 by adding the following language at the end of Section 1:

(2) The provisions of this subsection shall only apply in any county having a population of more than two hundred thousand (200,000) according to the 1980 federal census or any subsequent federal census.

**Senate Amendment No. 6**

Amend House Bill No. 1225 by deleting Sec. 2 of the bill and renumbering the follow sections accordingly.

Rep. West moved that the House concur in Senate Amendment(s) No(s). 1, 2 and 6, which motion prevailed by the following vote:

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Ayes. . . . .	51
Noes. . . . .	38
Present and not voting. . . . .	1

Representatives voting aye were: Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Cain, Chiles, Clark, Collier, Davidson, DePriest, Dixon, Duer, Ellis, Hassell, Head, Henry (Roane), Hillis, Hubbard, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, Miller, Moore (Shelby), Naifeh, Nuber, Peroulas, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Starnes, Turner (Hamilton), Turner, L. (Shelby), Webb, West, Wheeler, Williams, Wix, Yelton, Mr. Speaker Murray -- 51.

Representatives voting no were: Anderson, Bragg, Byrd, Coffey, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), Good, Gunnels, Halteman, Harrill, Haun, Hawkins, Henry (Putnam), Herron, Hobbs, Holcomb, Holt, Huskey, Jackson, McAfee, McDaniel, Moody, Moore (Lawrence), Niceley, Phillips, Pinion, Sipes, Stallings, Stamps, Turner, C. (Shelby), Whitson, Winningham, Wolfe, Wood -- 38.

Representatives present and not voting were: Givens -- 1.

A motion to reconsider was tabled.

#### MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1053; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

#### MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1285; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 98, as requested.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 1135.

The Senate concurred in House Amendment(s) No(s). 1, 5, 6, 7, 8, 9, 11, 15 and 18, and nonconcurred in House Amendment(s) No(s). 2, 4, 10, 13, 14, 16 and 17.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

UNFINISHED BUSINESS

NOTICE TO ACT ON SENATE AMENDMENTS

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Thursday, May 18, 1989:

House Bill No. 83: Rep. Pruitt.

Senate Bill No. 98: Rep. Pruitt.

House Bill No. 643: Rep. Bragg.

House Bill No. 684: Rep. Ussery.

House Bill No. 1053: Rep. Rhinehart.

Senate Bill No. 1132: Rep. DeBerry.

House Bill No. 1164: Rep. West.

House Bill No. 1285: Rep. Clark.

House Bill No. 1352: Rep. West.

**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

**NOTICE TO ACT ON SENATE AMENDMENTS**

Pursuant to **Rule No. 59**, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Wednesday, May 24, 1989:

Senate Bill No. 747: Rep. B. Turner

**RULES SUSPENDED**

Pursuant to **Rule No. 13**, Rep. West moved to set House Bill No. 155 as a special order for Wednesday, May 24, 1989, which motion prevailed.

**RULES SUSPENDED**

Rep. Ellis moved to suspend **Rule No. 81(1)**, relative to the time for placing bills on notice in Committee, so that House Joint Resolution No. 283 can be heard by the Labor and Consumer Affairs Committee after session today, which motion prevailed.

**RULES SUSPENDED**

Rep. Robinson (Davidson) moved to suspend **Rule No. 81(1)**, relative to the time for placing bills on notice in Committee, so that House Bill No. 1267 can be heard by the Transportation Committee after session today, which motion prevailed.

**RULES SUSPENDED**

Rep. Good moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 418 out of order.

**\*House Joint Resolution No. 0418 -- Highway Signs -- Designates Interstate 181/U.S. Highway 23 as "James H. Quillen Parkway".** by \*Good, \*Hubbard, \*Yelton, \*Holcomb, \*Robinson Ruth, \*Whitson, \*Hawkins, \*Severance, \*Huskey, \*Haun.

This motion was objected to and thereupon failed.

**HOUSE BILL REFERRED**

Rep. L. Turner (Shelby) moved that House Joint Resolution No. 329 be recalled from the Education Committee and referred to the Finance, Ways and Means Committee, which motion prevailed.

WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

**RULES SUSPENDED**

Rep. R. Jones moved that the rules be suspended for the purpose of recalling House Resolution No. 58 from the Calendar and Rules Committee for immediate consideration.

House Resolution No. 0058 -- General Assembly, Proclamations -- Proclaims third Saturday in May as day for Annual Mississippi and Walker Homecoming Festival. by \*Jones R, \*DeBerry, \*Turner L, \*Jones U, \*King.

On motion of Rep. R. Jones, the resolution was adopted.

A motion to reconsider was tabled.

**RULES SUSPENDED**

Rep. Robinson (Davidson) moved to suspend Rule No. 78, so that House Bill No. 1485, having been filed after the tenth legislative day, could be heard in Transportation Committee, which motion was objected to and subsequently withdrawn.

**BILL RETURN REQUESTED**

Pursuant to Rule No. 54, Rep. Scruggs moved that the Clerk request the return of Senate Bill No. 573 from the Senate, which motion prevailed.

**HOUSE BILL REFERRED**

Rep. Kisber moved that, pursuant to Rule No. 72, House Bill No. 747 be recalled from the Calendar and Rules Committee and referred to the Finance, Ways and Means Committee, which motion prevailed.

**SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 196: Rep(s). Burnett added as prime sponsor(s).

House Bill No. 232: Rep(s). Holt, Hobbs and Stallings added as prime sponsor(s).

WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

INTRODUCTION OF RESOLUTIONS

**House Resolution No. 0061** -- Memorials, Public Service -- Congratulates Dismas House of Nashville on being honored by the National Association on Volunteers in Criminal Justice. by \*Halteman.

The Speaker referred House Resolution No. 61 to the Calendar and Rules Committee.

**House Joint Resolution No. 0405** -- Memorials, Public Service -- Honors Judy Wahlstrom on her meritorious service to the Department of Human Services. by \*West.

The Speaker referred House Joint Resolution No. 405 to the Calendar and Rules Committee.

**House Joint Resolution No. 0407** -- Memorials, Personal Achievement -- Congratulates Eddie Neal Allen, Dresden High School Salutatorian. by \*Herron.

The Speaker referred House Joint Resolution No. 407 to the Calendar and Rules Committee.

**House Joint Resolution No. 0408** -- Memorials, Personal Achievement -- Congratulates Christen Lee Condry, winner of Modern Woodmen of America Civil Oration Contest. by \*Moody.

The Speaker referred House Joint Resolution No. 408 to the Calendar and Rules Committee.

**House Joint Resolution No. 0409** -- Naming and Designating -- Designates sports complex at Coley Davis Road and Highway 70 South "Jimmy Evans Soccer Complex". by \*Odom.

The Speaker referred House Joint Resolution No. 409 to the Calendar and Rules Committee.

**House Joint Resolution No. 0410** -- Memorials, Personal Achievement -- Congratulates William "Tripp" Mullins III on earning Eagle Scout award. by \*Herron, \*Ridgeway.

The Speaker referred House Joint Resolution No. 410 to the Calendar and Rules Committee.

**House Joint Resolution No. 0411** -- Memorials, Public Service -- Commends Tommy Knowles for service as chairman and member of Wildlife Resources Commission. by \*Bell.

The Speaker referred House Joint Resolution No. 411 to the Calendar and Rules Committee.

**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

**House Joint Resolution No. 0412** -- Memorials, Congratulations -- Honors second annual Old Hickory Hills Civic Club Picnic. by \*Dixon.

The Speaker referred House Joint Resolution No. 412 to the Calendar and Rules Committee.

**House Joint Resolution No. 0413** -- Memorials, Professional Achievement -- Congratulates S. Lawson Crain, CPA, whose firm was named "Service-Small Business of the Year". by \*Crain, \*Sipes.

The Speaker referred House Joint Resolution No. 413 to the Calendar and Rules Committee.

#### **SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)**

**Senate Joint Resolution No. 0289** -- Memorials, Interns and Pages -- Honors Traci Sikkink, 1989 legislative intern.

The Speaker referred Senate Joint Resolution No. 289 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0290** -- Memorials, Public Service -- Honors W.C. Link.

The Speaker referred Senate Joint Resolution No. 290 to the Calendar and Rules Committee.

**Senate Joint Resolution No. 0291** -- Memorials, Professional Achievement -- Congratulates Steiner-Liff on 75th Anniversary.

The Speaker referred Senate Joint Resolution No. 291 to the Calendar and Rules Committee.

#### **RESOLUTIONS LYING OVER**

**Senate Joint Resolution No. 0292** -- Highway Signs -- Designates Interstate 181/U.S. Highway 23 as "James H. Quillen Parkway".

The Speaker referred Senate Joint Resolution No. 292 to the Transportation Committee.

#### **INTRODUCTION OF BILLS**

**House Bill No. 1539** -- Madison County -- Expands jurisdiction of general sessions court to include all probate matters. Amends Chapter 50, Private Acts of 1941, as amended. by \*Sipes, \*Kisber.

Passed first consideration.



**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

**House Bill No. 1540 -- Wayne County -- Enacts hotel motel tax. by \*McDaniel.**

Passed first consideration.

**House Bill No. 1541 -- Hamilton County -- Revises compensation of juvenile court judge. Amends Chapter 489, Private Acts of 1945, as amended. by \*Starnes, \*Wood, \*Robinson C B, \*Turner B, \*McAfee.**

Passed first consideration.

#### **SENATE BILLS ON FIRST CONSIDERATION**

**Senate Bill No. 0058 -- Litter Control -- Enacts "Responsible Waste Management Act of 1989". Amends TCA, Titles 57, 67, 68.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 954.

**Senate Bill No. 0525 -- Bingo -- Abolishes bingo. Amends TCA 39-6-609; Title 62, Ch. 33.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 101.

**Senate Bill No. 0602 -- Mental Illness -- Grants mental health professionals immunity from certain civil suits resulting from violent acts of patients. Amends TCA, Title 33, Ch. 10.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 155.

**Senate Bill No. 0854 -- Claims Commission, Tennessee -- Adds cost of defense counsel commissioner to expenses to be paid from claims award fund.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 377.

**Senate Bill No. 0960 -- Mental Health and Mental Retardation, Dept. of -- Establishes new procedures for licensure under Mental Health and Mental Retardation Licensure Law; creates six member review panel for certain purposes. Amends TCA, Title 33, Ch. 2, Pt. 5.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 971.

**Senate Bill No. 0999 -- Highways, Roads and Bridges -- Revises payment of salary as to chief administrative officer under the County Uniform Highway Law.**

**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

Held on the Clerk's desk pending third consideration of companion House Bill No. 311.

**Senate Bill No. 1097 -- County Officers -- Limits sheriff's and constable's data processing fees to one time. Amends TCA 8-21-901.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 609.

**Senate Bill No. 1098 -- Education, Higher -- Permits certain non-residents to attend certain state institutions of higher education without payment of out-of-state tuition. Amends TCA, Title 49, Chs. 7--9.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 602.

**Senate Bill No. 1124 -- Public Funds and Financing -- Increases amount each county contributes to expenses and compensation of comptroller's auditors. Amends TCA 9-3-210.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 593.

**Senate Bill No. 1259 -- Licenses -- Deletes licensure requirement that motor freight agents must obtain and maintain liability and cargo insurance. Amends TCA 65-15-115.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 1424.

**Senate Bill No. 1296 -- Health -- Enacts "Community Health Agency Act of 1989". Amends TCA, Titles 68, 71.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 1169.

**Senate Bill No. 1357 -- Taxes, Real Property -- Requires payments in lieu of taxes by persons who lease governmental property to develop and operate certain recreational properties. Amends TCA, Title 67.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 1275.

**Senate Bill No. 1382 -- Child Abuse -- Permits court to examine and disclose certain records maintained in connection with alleged case of child sexual abuse under certain circumstances. Amends TCA 37-1-612.**

Held on the Clerk's desk pending third consideration of companion House Bill No. 1348.

**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

**Senate Bill No. 1383** -- Child Abuse -- Allows defendant charged with child sexual abuse to have independent medical examination or psychological evaluation performed on victim. Amends TCA, Title 37, Ch. 1, Pt. 6.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1349.

**Senate Bill No. 1409** -- Election Laws -- Revises certain voting procedures by absentee ballot. Amends TCA, Title 2, Ch. 6.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1409.

**Senate Bill No. 1429** -- Motor Vehicles, Titling and Registration -- Allows Purple Heart plates for company-owned cars. Amends TCA 55-4-239.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1267.

**Senate Bill No. 1465** -- General Assembly -- Provides for election of officers of committees of the general assembly. Amends TCA, Title 3.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1441.

**Senate Bill No. 1498** -- Highway Signs -- Directs commissioner of transportation to erect signs for Cordell Hull birthplace.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1480.

**Senate Bill No. 1504** -- County Boundaries -- Revises boundary between Putnam and Overton counties. Same as HB 1484.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1495.

**Senate Bill No. 1512** -- Historical Sites -- Creates advisory council on Cordell Hull birthplace.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1494.

**Senate Bill No. 1524** -- County Government -- Increases number of commissioners in Crockett County. Amends TCA 7-82-307.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1505.

**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

**Senate Bill No. 1526 -- Alcoholic Beverages --** Expands definition of club for certain establishment in Cumberland County. Amends TCA 57-4-102.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1509.

**Senate Bill No. 1532 -- Election Laws --** Revises provisions relative to punch card ballots in Benton County.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1515.

**Senate Bill No. 1536 -- Hamilton County --** Revises compensation of juvenile court judge. Amends Chapter 489, Private Acts of 1945, as amended.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1541.

#### **SENATE BILLS ON SECOND CONSIDERATION**

**Senate Bill No. 1084 -- Drivers' Licenses --** Passed second consideration and referred to the Transportation Committee.

#### **HOUSE BILLS ON SECOND CONSIDERATION**

**House Bill No. 1536 -- Alcoa --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 1537 -- School Districts, Special --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 1538 -- Rutherford County --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

#### **GENERAL WELFARE May 17, 1989**

**MR. SPEAKER:** Your General Welfare Committee begs leave to report that we have carefully considered and recommend for concurrence: Senate Joint Resolution(s) No(s) 116.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 1035 be referred to the Finance, Ways and Means Committee.

STARNES, Chairman.

**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

Under the rules, Senate Joint Resolution(s) No(s). 116; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 1035 to the Finance, Ways and Means Committee.

**LABOR AND CONSUMER AFFAIRS  
May 17, 1989**

MR. SPEAKER: Your Labor and Consumer Affairs Committee begs leave to report that we have carefully considered and recommend for adoption: House Joint Resolution(s) No(s). 109 (as amended); and for concurrence: Senate Joint Resolution(s) No(s). 198.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 498 (as amended) be referred to the Finance, Ways and Means Committee.

ELLIS, Chairman.

Under the rules, House Joint Resolution(s) No(s). 109 (as amended); and Senate Joint Resolution(s) No(s). 198; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 498 (as amended) to the Finance, Ways and Means Committee.

**LABOR AND CONSUMER AFFAIRS  
May 17, 1989**

MR. SPEAKER: Your Labor and Consumer Affairs Committee begs leave to report that we have carefully considered and recommend for adoption: House Joint Resolution(s) No(s). 283.

ELLIS, Chairman.

Under the rules, House Joint Resolution(s) No(s). 283; was/were transmitted to the Calendar and Rules Committee.

**TRANSPORTATION  
May 17, 1989**

MR. SPEAKER: Your Transportation Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 1267.

ROBINSON, Chairman.

Under the rules, House Bill(s) No(s). 1267; was/were transmitted to the Calendar and Rules Committee.

WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

**ENGROSSED BILLS**

May 17, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 414 and 416; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 406; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENGROSSED BILLS**

May 17, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 878; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 414 and 416; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENROLLED BILLS**

May 17, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 406, 414 and 416; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

SIGNED

May 17, 1989

The Speaker announced that he had signed the following: House Joint Resolution(s) No(s). 406, 414 and 416.

ENGROSSED BILLS

May 17, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 32, 87 and 230; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 277; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

\*Senate Joint Resolution No. 0277 -- General Assembly, Studies -- Creates joint committee to study pass-through funds in education.

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 594, 1110, 1218, 1303, 1377, 1398, 1434 and 1507; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

\*Senate Bill No. 0594 -- Banks and Financial Institutions -- Requires bank treasurer to submit annual designation to commissioners of finance and administration and financial institutions. Amends TCA, Title 9, Ch. 4.

\*Senate Bill No. 1110 -- Motor Vehicles -- Revises certain enforcement provisions of child restraint law; requires division of state audit to review and evaluate such law. Amends TCA, Titles 8, 12, 55, 56, 68, 71.

**WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY**

**Senate Bill No. 1218 -- Computers and Data Processing --** Revises procedures for multi step sealed bidding on public purchases of computer systems. Amends TCA 12-3-203.

**\*Senate Bill No. 1303 -- Insurance, Health, Accident --** Permits members of county election commission to participate in county group insurance. Amends TCA, Title 8, Ch. 27, Pt. 5.

**Senate Bill No. 1377 -- Telecommunications --** Authorizes study of funding source for child sexual abuse hotline.

**\*Senate Bill No. 1398 -- Budget Procedures --** Excludes certain counties from County Budget Law of 1990. Amends TCA 5-22-116.

**Senate Bill No. 1434 -- Election Laws --** Modifies provisions relative to voter registration forms. Amends TCA 2-2-115, 116.

**Senate Bill No. 1507 -- Gibson County --** Revises special school district tax rate. Amends Chapter 62, Private Acts of 1981, as amended.

**ENGROSSED BILLS**

**May 17, 1989**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 563 and 1535; and House Joint Resolution(s) No(s). 208, 401 and 402; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**May 17, 1989**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 467, 497, 591, 592, 1162, 1187, 1467, 1532 and 1533; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.



WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 827; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 970; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 998; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1436; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

May 17, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 589; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES**

**May 17, 1989**

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 1536, 1537 and 1538.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**CONSENT CALENDAR**

**May 17, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Thursday, May 18, 1989: House Resolution(s) No(s). 61; House Joint Resolution(s) No(s). 405, 407, 408, 410, 411, 412 and 413; House Bill(s) No(s). 1536, 1537 and 1538; and Senate Joint Resolution(s) No(s). 289, 290 and 291.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**May 17, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, May 24, 1989: House Bill(s) No(s). 1189, 267, 200 and 971; and House Joint Resolution(s) No(s). 56.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**CONSENT CALENDAR**

**May 17, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, May 22, 1989: House Bill(s) No(s). 1495; and House Joint Resolution(s) No(s). 333.

PHILLIPS, Chairman.

WEDNESDAY, MAY 17, 1989 -- FORTY-SEVENTH LEGISLATIVE DAY

MESSAGE FROM THE GOVERNOR  
May 17, 1989

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill(s) No(s). 256, 627, 1110 and 1171, with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 97

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

On motion of Rep. Naifeh, the House adjourned until 9:00 a.m., Thursday, May 18, 1989.